



Re

PATENT
2450-0659PUS1

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: CHIN, Kuang-Tse Conf.: 1344
Appl. No.: 09/943,732 Group: 1722
Filed: August 31, 2001 Examiner: Emmanuel S. LUK
For: CRYSTALLIZATION MACHINE FOR A MOUTH ON
A PLASTIC BOTTLE BLANK

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 12, 2004
(Tuesday After Federal Holiday)

Sir:

A Communication was mailed by the U.S. Patent and Trademark Office on September 10, 2004. This Communication alleged that the May 24, 2004 Reply was not responsive. This position by the Examiner is incorrect.

From the January 22, 2004 Office Action, there were two different rejections of independent claims 1 and 10. One 35 USC 103 rejection involved KRUGER, U.S. Patent 2,440,959, in view of GITTNER, U.S. Patent 5,326,258 and HAGAN, U.S. Patent 3,479,690. As noted in the penultimate paragraph of page 14 of the May 24, 2004 Reply, this rejection should be overcome by the incorporation of the limitations of claims 9 and 18, into claims 1 and 10, respectively. Thus, that rejection was addressed.

Then, there is a second rejection of independent claims 1 and 10. This is the 35 USC 103 rejection utilizing the GITTNER and HAGAN patents. In the September 10, 2004 Communication, the Examiner alleges that this has not been addressed. However, this is not the case. The May 24, 2004 Reply in the paragraph bridging pages 14 and 15, notes that the rejection of claim 9, which uses GITTNER and HAGAN, and the rejection of claim 18, which utilized GITTNER, HAGAN, and KIERAS et al., fail to disclose a crystallization machine for a mouth of a bottle blank as set forth in the amended claims 1 and 10. The next paragraph on page 15 of the May 24, 2004 Reply goes on to explain that this crystallization machine includes a heater zone which provides a set of upper heat sources for heating a threaded area of the mouth on the respective bottle blank, and a set of lower heating sources for heating the loaders. This arrangement is not found in the prior art utilized by the Examiner. Thus, this second series of rejections should be overcome.

All rejections have been addressed by the May 24, 2004 Reply. It is respectfully submitted that this Reply was bona fide and complete. Withdrawal of all rejections and allowance of the instant application are earnestly solicited.

If the Examiner has any outstanding issues regarding this application, he is invited to contact the undersigned at (703) 205-8000 in the Washington, D.C. area.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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